

Andover Conservation Commission Meeting Minutes
March 15, 2011

Town of Andover
36 Bartlett Street
3rd Floor Conference Room
7:45pm

Conservation Commission Members in Attendance:

Chairman Donald Cooper, Commissioner Jon Honea, Commissioner Kevin Porter and Commissioner Floyd Greenwood. Staff Member present was Robert Douglas, Director of Conservation.

SCHEDULED ITEMS:

Andover Trail Guide

Present in Interest: Craig Liversidge, Mr. Snell

Presentation of the 4th edition of the Trail Guide. There are 3 new reservations added, Collins Reservation, Sherman Reservation and Serio's Grove. The guides will be available at the Andover Bookstore with a launch Saturday at 2:00pm.

47 Rocky Hill Road

Staff Recommendation: Continue

Public meeting on the Request for Determination of Applicability filed to determine if the construction of an inground pool and fence is subject to the Massachusetts Wetlands Protection Act.

Mr. Douglas presented this to the Commission. The pool is further from the resource areas than previously identified by Town Topo Maps. The Applicant is revising the pool location based on this information and is requesting a continuance.

Chairman Cooper asked for a motion. Commissioner Porter made a Motion to continue to April 5, 2011, it was seconded by Commissioner Honea and unanimously approved.

Mass DOT I-93 Roadsides**Present in Interest: Suzanne Robert and Craig Liversidge***Staff Recommendation: Approve*

Public meeting on the Request for Determination of Applicability filed to determine if the proposed Herbicide Spraying project along I-93 roadsides is subject to the Massachusetts Wetlands Protection Act.

Mr. Douglas presented this to the Commission. The filing is complete and under the WPA only. Setback requirements do not apply because this is an exempt activity in a wetland. Suzanne Roberts advised the Commission that the Pepperweed spreads by stem, not seeds and not easily mechanically removed. The time of the proposed application is appropriate. She suggested spraying 2 consecutive years and 3 if possible for best results. The spraying will be contained, with each clump being sprayed individually.

Chairman Cooper asked for a Motion. Commissioner Greenwood made a Motion to Approve with the recommendation of applying 2 or 3 consecutive years, it was seconded by Commissioner Porter and unanimously approved.

Pan Am, Inc. Rights of Way in Andover*Staff Recommendation: Continue*

Public meeting on the Request for Determination of Applicability filed to verify the wetland boundaries only along all "Pan Am, Inc. Rights of Way" that are subject to the Massachusetts Wetlands Protection Act.

Mr. Douglas presented this to the Commission. The filing is under the WPA only. Staff does not agree with the submitted plan. The plan does not incorporate all the wetlands or the Shawsheen River. The Applicant requests a continuance to revise the plan.

Chairman Cooper asked for a Motion. Commissioner Honea made a Motion to continue to April 5, 2011, it was seconded by Commissioner Greenwood and unanimously approved.

Wescott Road #7*Staff Recommendation: Continue*

Continued Public Meeting on a Notice of Intent filed under the Massachusetts Wetlands Protection Act and/or the Andover Wetlands Protection By-Law, for the proposed construction of an inground pool and associated work.

Mr. Douglas presented this to the Commission. Applicant has requested a continuance to allow for meeting with neighbors.

Chairman Cooper asked for a Motion. Commissioner Honea made a motion to continue, it was seconded by Commissioner Porter and unanimously approved.

15 Blanchard Street

Present in Interest: John Barros, Joe Piantidosi, Don Borenstein and Randy Pickeragill

Staff Recommendation: Close public hearing and approve new plan

Continued Public Meeting on the Notice of Intent filed under the Massachusetts Wetlands Protection Act and/or the Andover Wetlands Protection By-Law for the proposed construction of three little league fields, one multi-purpose field and associated drainage, parking and walkways.

Mr. Douglas presented this to the Commission. The purchase of this land was approved at a Special Town Meeting and the purchase and sale agreement signed by the Selectmen will be used to add parking and move the access. All stormwater components remain the same and the additional runoff will go to another rain garden. The multi-purpose field will be extended about 50 feet and the trench moved to 3 Blanchard Street lot. This significant project has been reviewed by Janet Bernardo of ESS Group and has been given the go ahead.

Chairman Cooper asked for a Motion. Commissioner Greenwood made a Motion to close the public hearing, approve the new plan and issue the Order of Conditions at the next meeting. The Motion was seconded by Commissioner Honea and unanimously approved.

86 Lowell Street

Present in Interest: Brian Moore, Kevin Burke, Art Martineau

Staff Recommendation: Open hearing for presentation

Public hearing on the Notice of Intent filed under the Massachusetts Wetlands Protection Act and/or the Andover Wetlands Protection By-Law for a project to restore 2 existing drainage swales on Lowell Street to improve effectiveness.

Mr. Douglas presented this to the Commission. This is a new filing to fix a neighborhood drainage problem. 2 drainage outlets are partially blocked and maintenance is needed. One outlet is blocked with concrete debris. The debris needs to be removed and lined with riprap. The other outlet is submerged with sediment build up which has caused the flow to turn towards the north. The channel needs to be re-excavated and the sediment cleaned out. This work is exempt under the by-law because it is maintenance work.

Chairman Cooper asked for a Motion. Commissioner Honea made a Motion to close the public hearing and approve the project, it was seconded by Commissioner Greenwood and unanimously approved.

30 Fosters Pond Road

Present in Interest: Ben Osgood, Jr.

Staff Recommendation: Open Hearing

Public Hearing on the Notice of Intent filed under the Massachusetts Wetlands Protection Act and/or the Andover Wetlands Protection By-Law for proposed razing of existing dwelling and construction of a new dwelling.

Mr. Douglas presented this to the Commission. The filing is complete and under both the WPA and By-Law and all our setbacks are met. The existing house is 52 feet from the pond and has an access way to the pond. The new home is 50 feet at the closest point, the well is outside the 25 foot nondisturb and the septic will be close to the road. There will be very little grading and disturbance. A few trees will be removed for the yard with 5 or 6 in the buffer because they are too close to the house. Monumentation will be installed and a silt fence with hay bales will be used for sedimentation control, per staff recommendation. Chairman Cooper asked the trees to remain be designated on the plan and any further changes would have to come before the Commission. He would also like to see the access path described on the plan.

A site visit was set for March 18, 2011 at 10:00am.

Chairman Cooper asked for a Motion. Commissioner Honea made a Motion to continue to April 5, 2011, it was seconded by Commissioner Greenwood and unanimously approved.

CONSENT AGENDA:

Minutes

Approval of minutes from meetings of January 4, 2011 and January 18, 2011.

Commissioner Honea made a motion to Approve, it was seconded by Commissioner Greenwood and unanimously approved.

DISCUSSION ITEMS:

9 Prides Circle

Discussion of Appeal regarding Order of Conditions. The Applicant is appealing the decision for a Superceding Order of Conditions. We should be at the site visit to explain why the Commission voted the way it did.

Repeal Archery on Town Owned Lands

Commissioner Greenwood endorsed the hunting pilot program because it allowed the Commission to manage its resources. Chairman Cooper thought the program was successful and would endorse it again next year.

Commissioner Greenwood made a Motion to oppose repealing of Archery on Town Owned Lands, it was seconded by Commissioner Honea and unanimously approved.

The next meeting will be held April 5, 2011 at 7:45pm.

The meeting was adjourned at 8:55pm by Motion of Commissioner Honea, seconded by Commissioner Greenwood and unanimously approved.

Respectfully submitted by:

**Lynn Viselli,
Recording Secretary**